

CLEAN AIR ACT7-49. Emergency Powers

1. **AUTHORITY.** Pursuant to Section 303 of the Clean Air Act, to make findings; to consult with state and local authorities; and to take action, including issuing emergency administrative orders.
2. **TO WHOM REDELEGATED.** Director, Enforcement and Compliance Assurance Division.
3. **LIMITATIONS.**
  - a. Any official exercising this authority must consult with the assistant administrator for the Office of Enforcement and Compliance Assurance before issuing orders. The AA for OECA may waive consultation in writing.
  - b. Any official exercising the authority to issue orders must obtain the advance concurrence of the regional counsel or designee on the legal sufficiency of the action. The RC may waive concurrence in writing.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may be redelegated to the unit supervisor level, or equivalent, and no further.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCE.** For referral of emergency temporary restraining orders, see the Chapter 7 delegation entitled "Emergency Temporary Restraining Orders."



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Debra H. Thomas  
Acting Regional Administrator

APR 29 2019

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